



TRADEMARK TRIAL AND  
APPEAL BOARD

Trademark

94 FEB 18 PM 12:40

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Brooklyn Bottling Corporation ) Trademark Attorney  
Serial No.: 74/104,891 ) Patricia A. Malesardi, Esq.  
Filed: October 11, 1990 ) Law Office 14  
Trademark: TROPICAL FANTASY )

Commissioner of Patents and Trademarks  
BOX 5  
Washington, D.C. 20231

SEARCHED  
INDEXED  
FILED  
LAW OFFICE 14  
FEB 14 PM 3:02

AMENDMENT

Please amend the above-identified trademark application,  
without prejudice, as follows:

On page 1, after the last full paragraph, insert the  
following:

*Print*  
*A*

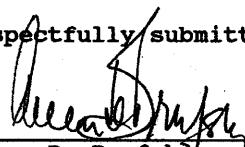
-- Without relinquishing any of its common law rights, applicant hereby disclaims the word "TROPICAL" apart from the mark as shown.--.	PRINT
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REMARKS

On January 26, 1994, the Trademark Trial and Appeal Board  
reversed the Examiner's refusal to register the subject mark under  
Section 2(d) of the Lanham Act. However, the Board required that

in order to proceed to registration, a disclaimer of "Tropical" should be filed within thirty days from the date of the opinion. This amendment submits the required disclaimer. A copy of the Board's decision is attached for reference.

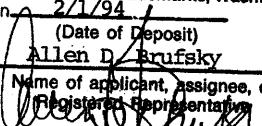
Respectfully submitted,

  
Allen D. Brufsky  
Attorney for Applicant  
KRAMER, BRUFSKY & CIFELLI, P.C.  
P.O. Box 59  
Southport, CT 06490  
(203) 255-8900

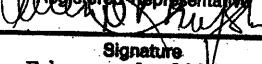
Date: February 1, 1994

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on 2/1/94

(Date of Deposit)

  
Allen D. Brufsky

Name of applicant, assignee, or  
Registered Representative

  
Signature

February 1, 1994

Date of Signature